

**Fire Safety Code Board
Of Appeal and Review
Hearing Minutes for April 13, 2010**

The Rhode Island Fire Safety Code Board of Appeal & Review met at their headquarters located at 1 Regan Court, Varley Building #46, in Cranston, RI on Tuesday, April 13, 2010 at 1:00 P.M. Present were Chairman Coutu, Vice Chairman Newbrook and Commissioners Dias, Richard, Pearson, Jasparro and Filippi. Commissioners Walker, Preiss, Jackson and Blackburn were absent. Also present were Executive Director Thomas Coffey and Deputy Director Carol Marsella. The following cases were heard.

APPEAL #080130: Mr. Giuseppe Illiano, for the property located at 9 Oak Street, North Providence. ADSFM John Horan appeared for the North Providence Fire Marshal's office. Vice Chairman Newbrook made a motion, seconded by Commissioners Filippi and Dias, to grant the following relief. The Applicant is granted a time variance of fifteen days in which to provide compliant fire extinguishers in this facility, at the direction and to the satisfaction of the North Providence Fire Marshal's office. The Applicant is granted a time variance of thirty (30) days in which to prepare and present plans to the North Providence Fire Marshal's office for the correction of any and all other deficiencies in the April 3, 2008 inspection report. The Applicant is granted an additional 120 days in which to implement that plan of action. The North Providence Fire Marshal is granted the

authority to extend any of the above time lines for good faith efforts being shown by the Applicant. The motion was unanimous.

APPEAL #070186: Mendon Realty, for the property located at 2345 Mendon Road in Woonsocket. ADSFM Francis Dunton appeared for the Woonsocket Fire Marshal's office. Commissioner Pearson made a motion, seconded by Commissioners Richard and Jasparro, to grant the Applicant a variance to maintain the cited unprotected opening cited by the Woonsocket Fire Marshal. The Applicant is granted a time variance of thirty (30) days in which to correct deficiency 11 by properly treating the wood paneling on the lower level entry/exit section. The motion was unanimous.

APPEAL #070215: SRW realty Corporation, for the property located at 840 Cumberland Hill Road, Woonsocket. ADSFM Francis Dunton appeared for the Woonsocket Fire Marshal's office. It was determined that the Applicant shall return on June 8, 2010 with a plan of action for that facility.

APPEAL #070230: Ms. Cheryl Schatmeyer, for the property located at 63 Memorial Boulevard in Newport. Assistant Deputy State Fire Marshals Raymond Gomes and Kevin Garcia appeared for the Newport Fire Marshal's office. Commissioner Dias made a motion, seconded by Vice Chairman Newbrook, to approve the Applicant's plan of action for the placement of detection devise in the Carriage House, at the direction and to the satisfaction of the Newport Fire

Marshal's office. The motion was unanimous.

APPEAL #100068: 41 North, for the property located at 14 Perry Mill Wharf, Newport. Assistant Deputy State Fire Marshals Raymond Gomes and Kevin Garcia appeared for the Newport Fire Marshal's office. Commissioner Richard made a motion, seconded by Vice Chairman Newbrook and Commissioner Filippi, to approve the Applicant's plan of action for the facility, which will include, but is not limited to, the following relief. The Applicant is granted a variance to maintain the current configuration of the center egress stairway pursuant to the Applicant's testimony that a smoke curtain will be provided. The Applicant is granted a variance to maintain the sliding glass doors on the second floor assembly area in a closed position during private meetings. The Applicant is granted a time variance of thirty (30) days in which to provide the Newport Fire Marshal's office with plans for the correction of all other outstanding deficiencies, including the installation of a sprinkler system in this facility, and a further time variance of 120 days in which to implement that plan. The Newport Fire Marshal's office is authorized to extend any of the above time lines for good faith efforts being made by the Applicant. The motion was unanimous.

APPEAL #100067: Branch Realty, for the property located at 725 Branch Avenue in Providence. DSFM Paul Manning appeared for the State Fire Marshal's office. Commissioner Richard made a motion, seconded by Vice Chairman Newbrook, to grant the following relief.

The Applicant is granted a variance to allow the Applicant to maintain the cited existing width of stairwell D, to maintain the existing dimensions of the cited spiral stairs, to allow the Applicant to maintain the cited existing width of stair winders in stairwell A, to allow the Applicant to maintain a single rail on one side only of the existing stairways within this facility and a variance to allow the Applicant to deviate from the strict requirements of guard and handrail continuity. The Applicant is granted a time variance until May 1, 2010, to correct the locking device in tenant space 214. The Applicant is granted a time variance to allow the Applicant to temporarily maintain the cited freight-only elevator without the cited emergency recall upgrades until the planned new passenger elevator is installed. With the exception of the May 1 deadline for the locking device and the time variance for the freight elevator, the Board directs that the Applicant shall have until December 31, 2010 to correct all remaining deficiencies. The motion was unanimous.

Respectfully submitted

Carol Marsella